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*Attorneys for Plaintiffs Nevada Power Company and
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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

NEVADA POWER COMPANY doing business
as NV Energy and SIERRA PACIFIC POWER
COMPANY doing business as NV Energy,

Plaintiffs,

vs.

TRENCH FRANCE, S.A.S. and TRENCH
LIMITED,

Defendants.

No. 2:19-CV-01252-JAD VCF

**STIPULATION TO EXTEND TIME FOR
PARTIES' BRIEFING IN CONNECTION
WITH DEFENDANTS' RULE 12(b)(2)
MOTIONS TO DISMISS**

(Second Request)

ECF Nos. 114, 116

Plaintiffs and Defendants, by and through their undersigned counsel of record, state the
following:

1 1. On June 25, 2020, Defendants Trench Limited and Trench France S.A.S. filed
2 Motions to Dismiss the Second Amended Complaint pursuant to Rules 12(b)(2) and 12(b)(6) (“the
3 Subject Motions”). ECF Nos. 96 and 97.

4 2. On June 30, 2020, the parties filed a Stipulation to extend the briefing schedule on
5 the defendants’ motions. ECF No. 101.

6 3. On July 2, 2020, the Court issued an Order which granted the parties’ requested
7 briefing schedule. ECF No. 102. Briefing on the Rule 12(b)(6) motions is complete, but under
8 that Order, the Plaintiffs’ Responses to the Rule 12(b)(2) motions are due on August 31, 2020,
9 and Replies are due on September 14, 2020. See ECF No. 102.

10 4. The parties’ first June 30, 2020 Stipulation, and this second Stipulation, both
11 request modification of the briefing schedule to avoid the time and expense of preparing a set of
12 pre-discovery briefs, and then a set of post-discovery briefs which relate to Nevada jurisdiction.

13 5. On July 22, 2020, the Defendants served Responses to Requests for Production
14 which stated that certain records would be produced after a Protective Order was entered by the
15 Court. The parties met and conferred to resolve their differences about a Protective Order, and
16 on August 21, 2020, the court entered the Protective Order. ECF No. 109.

17 6. On August 28, 2020, Defendants provided an electronic link to their documents to
18 Plaintiffs that relate to jurisdictional discovery. Plaintiffs’ initial estimate is that the Defendants
19 have produced at least several thousand pages of records.

20 7. Plaintiffs need more time than a weekend to evaluate the Defendants’ records, and
21 to write post-discovery Responses to the Rule 12(b)(2) motions to dismiss. The parties’ first
22 June 25, 2020 Stipulation provided the Plaintiffs with forty (40) days from the initial production
23 date of July 22 to the August 31 filing deadline, and it allowed the Defendants with fourteen (14)
24 days to file Reply Briefs.

8. For these reasons, and to avoid the time and expense of writing and filing both pre-discovery briefs and post-discovery briefs relating to the Rule 12(b)(2) motions, the Plaintiffs and the Defendants hereby stipulate and respectfully request an order that Plaintiffs shall have until October 9, 2020 to file their response to the Defendants' Rule 12(b)(2) motions to dismiss

9. For those same reasons, the parties stipulate and request that the Defendants may have until October 23, 2020 to file their Reply briefs in support of their Rule 12(b)(2) motions to dismiss.

10. These requests for extensions of time are made with good cause, in good faith and not for purpose of delay.

DATED this 28th day of August, 2020.

DATED this 28th day of August, 2020.

SANTORO WHITMIRE

BOWMAN & BROOKE LLP

/s/ James E. Whitmire

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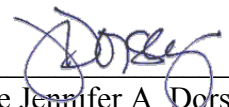
/s/ Curtis J. Busby

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ORDER

Based on the parties' stipulation [ECF Nos. 114, 116] and good cause appearing, IT IS HEREBY ORDERED that the deadline for plaintiffs' response to the Rule 12(b)(2) portion of the defendants' motion to dismiss [ECF Nos. 96, 97] is extended to 10/9/2020, and the deadline for defendants' reply is extended to 10/23/2020.



U.S. District Judge Jennifer A. Dorsey
Dated: September 1, 2020